

Georgia 3 In the name of God Amen -
Decatur County 3 I Benjamin F. Rogers of said State
and county being in a low and ^{Deputy Georgia Clerk} ¹⁸²⁸⁻¹⁸³⁸ ^{www.georgiaarchives.org} ^{Note: "tight binding"} ¹⁸²⁸⁻¹⁸³⁸
and knowing life to be uncertain and that I must depart from
this world when a kind Providence shall so decree
it - Therefore I deem it right and proper as respects
myself and friends that I should make a disposition
of my property which a kind Providence has blessed
me. I therefore make this my last will & testament

Item 1st I desire and direct that my body be buried
in a decent and Christian like manner suitable to my
circumstances and condition - My soul I trust shall
return to rest with God who gave it - 2nd I desire
and direct that the graves of my Father John Rogers
and my mother Mary Rogers and my Sisters grave
Martha Rogers all and each of them be decently
enclosed with Brick - My Father being at the Grave
yard of the Widow Martha McGriff My Mother born
at Richard Blount where also my Sisters is - I also
desire and direct that my body be buried at the
Presbyterian Church near Attapulguos and that my
grave be decently and substantially enclosed with brick

3rd I desire that all my just debts be paid without
delay by my executors hereinafter named as I am
unwilling my creditors should be delayed of their
rights - 4th I give and bequeath to my worthy
and esteemed friend James Griffin one third
of my estate after all my debts and expenses
is paid which portion of my Estate I desire and
direct that it shall be equally divided after his
death or sooner if he may see fit and proper
among his children that he had by his first wife
but no part thereof to go to his last wife or her
children but exclusively to the children of his
first wife

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direct that Mary Ann Rogers the only Daughter of
Bradford Rogers by his first wife Lucy M. Rogers
be schooled five years at the expense of my Estate
Decatur County, Georgia Wills 1828-1838
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Note: "light binding"

I also appoint my trusty and worthy friend
James Griffin as agent to take charge of said
Minor Mary Ann Rogers and to attend to the schooling
as above specified - &c. I further desire and direct
that all the remainder of my Estate wherever and
whatever it may be I devise and bequeath to be
equally divided between Bradford Rogers and Richd
Hins.

I constitute and appoint my worthy & trusty friend
James Griffin Executor to this my last will and
testament this the 11th day of May 1853
Benjamin F Rogers L.S.

Signed sealed declared & published by
Benjamin F Rogers as his last will & testament
in the presence of us the Subscribers who subscribed
our names hereto in the presence of said Testator
and of each other this 11th day of May 1853
Appellatus

John H Martin
Thomas ^{his} Green
munk

Court of Ordinary of Decatur County Georgia
August Term 1853 In open court personally
appeared James Griffin Executor of the last will
and Testament of Benjamin F Rogers late of
said County deceased and produced before said
Court the last will and Testament of said deceased
and two of the witnesses of said will to wit William
Wharton and John H Martin which witnesses
being duly sworn depose & say that they saw
Benjamin F Rogers the Testator sign seal declare
& publish the same to be his last will & testament

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last will & testament freely voluntarily and of his
own accord and without any ^{deceit, fraud, coercion or influence}
whatsver that at the time of the execution of said
will said testator was of sound and disposing mind
& memory and that deponents signed said will as
witnesses in the presence of of the testator and at
his special instance and request and in the presence
of each other and saw Thomas Green do the same

Given to & subscribed before me } of my office
in open court this Aug 1st 1853 I Law Clerk } John H. Martin

Georgia } Court of Ordinary August Term 1853
Deertr County }

I do solemnly swear that this
writing contains the true last will & Testament of
the within named Benjamin F. Rogers so far as
I know and believe & that I will well & truly
execute the same by paying first the debts and
then the legacies contained in the said will as far as
his goods & chattels will thereunto extend and the
law charge me and that I will make a true
& perfect inventory of all such goods & chattels
so help me God —

Given this Aug 1st 1853 in } James Griffin
Open Court I Law Clerk }

Georgia } Court of Ordinary August Term 1853
Deertr County } The within last will & Testament
of Benjamin F. Rogers late of said County Deer-
tr pronounced by James Griffin the Executor therein
named having been proven at this Court on the
affidavit of William Lechster & John Martin two
of the subscribing witnesses thereto it is ordered
that the same be admitted to record